

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

TERRI LEE HALDERMAN	:	CIVIL ACTION
v.	:	
PENNHURST STATE SCHOOL AND HOSPITAL, et al.	:	NO. 74-1345

M E M O R A N D U M

BRODERICK, J.

August 26, 1997

On March 28, 1994, this Court issued a Memorandum and Order finding that the Commonwealth of Pennsylvania and Philadelphia County were in contempt for having violated the Court's Consent Decree of 1985. 154 F.R.D. 594 (E.D. PA. 1994) The Court made specific findings of fact concerning each violation and set forth a series of fines to be imposed in the event of a failure to comply with the Consent Decree. Upon the recommendation of the parties, a Special Master was appointed on May 12, 1994.

On August 5, 1997, the Special Master submitted his 24th Status Report. This Report presents convincing evidence that substantial compliance is being achieved.

At a conference with the Court on May 7, 1997, attended by counsel for the parties and the Special Master, the Court announced its intention to terminate its intervention by having the defendants achieve substantial compliance with the Court's Orders on or before December 31, 1997. The Special Master's Report clearly indicates that the Court's goal is achievable.

The Court does not hesitate to point out that substantial

compliance is being achieved, without the Court having to resort to the imposition of fines or other sanctions. The Court would be remiss, however, if it failed to state that the work of the Special Master, Mr. Tony Records, has been outstanding. He has been aided in his endeavors by the determination and desires of all the parties in this litigation to enable every member of the Pennhurst class to fully achieve his or her full potential.

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

TERRI LEE HALDERMAN, et al.	:	CIVIL ACTION
v.	:	
PENNHURST STATE SCHOOL AND HOSPITAL, et al.	:	NO. 74-1345

O R D E R

AND NOW, this 26th day of August, 1997, for the reasons
set forth in the Court's Memorandum of this date,

IT IS ORDERED: The Special Master's Report of August 5,
1997, including the recommendations set forth therein, are APPROVED
as filed.

RAYMOND J. BRODERICK, J.